Customer No. 22,852 Attorney Docket No. 04676.0071

Group Art Unit: Not yet assigned

Examiner:

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Makoto INADA et al.

In re Application of:

Serial No.: 09/928,434

Filed: August 14, 2001

For:

COMPOSITION FOR

DETERMINING PYRIMIDINE METABOLIZING ACTIVITY

Assistant Commissioner for Patents Washington, DC 20231

Attention:

BOX MISSING PART

Sir:

RESPONSE TO NOTICE TO FILE MISSING PARTS

In response to the Notice To File Missing Parts dated September 19, 2001, enclosed is the Declaration, substitute drawings and the literal translation of the above-identified patent application which was filed on August 14, 2001, in accordance with §608.01 of the MPEP, Filing of Non-English Language Applications. Also enclosed is a verification by the translator testifying to the accuracy of the translation and a copy of the Notice To File Missing Parts.

Also enclosed is a check in the amount of \$130.00 to cover the surcharge for filing the Declaration and a check in the amount of \$130.00 to cover the surcharge for filing the English translation. Authorization is hereby given to charge any additional fees to our deposit account no. 06-0916.

FINNEGAN HENDERSON GARRETT& DUNNER LLP

1300 I Street, NW Washington, DC 20005 202.408.4000 Fax 202.408.4400 www.finnegan.com

Customer No. 22,852 Attorney Docket No. 04676.0071

Please associate the Declaration, substitute drawings and literal translation with the application as filed on August 14, 2001 and assigned serial number 09/928,434.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER, L.L.P.

Dated: November 19, 2001

Ernest F. Chapman Reg. No. 25,961

Enclosures EFC/FPD/bl

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UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS UNITED STATES PATENT AND TRADEMARK OFFICE WASHINGTON, D.C. 20231 www.uspto.gov

APPLICATION NUMBER

FILING/RECEIPT DATE

FIRST NAMED APPLICANT

ATTORNEY DOCKET NUMBER

09/928,434

08/14/2001

Makoto Inada

04676.0071

RECEIVED

SEP 2 0 2001

CONFIRMATION NO. 8134 FORMALITIES LETTER

OC000000006577574*

Finnegan, Henderson, Farabow, Garrett & Dunner, L.L.P. 1300 | Street, N.W. Washington, DC 20005-3315

> FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER, L.L.P.

Date Mailed: 09/19/2001

MOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

2001-NGEBREM1 00000018 09928434

FILED UNDER 37 CFR 1.53(b)

01 FC:105 02.EC:139

W

J

130.00 OP 130.00 GP

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all 🚂 required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

The oath or declaration is missing.

A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

 To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

- The application was filed in a language other than English. Applicant is required to provide an English. translation of the specification and a statement that the translation is accurate. (See 37 CFR 1.52(d)).
- Applicant must file an English translation of the application, the \$ 130 fee set forth in 37 CFR 1.17(i), unless previously submitted, and a statement that the translation is accurate (37 CFR 1.52(d)).
- The balance due by applicant is \$ 260.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
 - drawing figures contain text that is not in English (including, for example, a flow chart that was originally not in English that has been marked up to include the English text) see 37 CFR 1.84(p)(2) and 37 CFR 1.52(d)(1);

12/14/2001 ETULU1

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01 FC:104

280.00 CH

A copy of this notice MUST be returned with the reply.

Customer Service Center
Initial Patent Examination Division (703) 308-1202
PART 1 - ATTORNEY/APPLICANT COPY